IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI

THE ACTING CHIEF JUSTICE

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 7254 of 2005

Between:

1 Addanki Nageswara Rao, S/o. Venkaiah,
R/o. Lingasamudaram Village & Mandal, Prakasam District.
2 Appala Subrahmanyam, S/o. Venkatasubbaiah,
R/o. Lingasamudram Vill & Mandal, Prakasam District.

... PETITIONERS

AND

1 The District Collector, Prakasam District, Ongole.
2 The Commissioner, Kandukur Municipality, Prakasam District.
3 The Mandal Revenue Officer, Kandukur Mandal, Prakasam District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in constructing pucca building for Fish and Mutton market in 12th ward of Kandukur Town, Prakasam District as illegal, arbitrary and consequently to direct the respondents not to construct the pucca building for Fish and Mutton in the existing place of 12th Ward of Kandukur Town, Prakasam District.

Counsel for the Petitioners: MR.B.PARAMESEWARA RAO

Counsel for the Respondent Nos.1&3: G.P. FOR REVENUE

Counsel for the Respondent No.2: MR.S.NAGESWARA REDDY, STANDING

COUNSEL

The Court at the stage of admission made the following :

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ORAL ORDER: (Per Hon'ble Sri Bilal Nazki, the Acting Chief Justice)

The grievance of the petitioners is that some persons are constructing permanent fish and mutton market in 12th Ward of Kandukur town, Prakasam District, which is creating problems for the inhabitants.

Learned standing counsel appearing for the respondent Municipality submits that there are no fresh constructions and there is an age-old market. However, learned counsel for the petitioners submits that the petitioners have made a representation to the District Collector, Prakasam district. If any such representation has been filed, the District Collector may consider the same and pass appropriate orders in accordance with law.

Writ petition is accordingly disposed of.

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(**BILAL NAZKI, HACJ**)

11th April 2005

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(DR.G.YETHIRAJULU, J)

pan/bsc

To

1 The District Collector, Prakasam District, Ongole.
2 The Commissioner, Kandukur Municipality, Prakasam District.
3 The Mandal Revenue Officer, Kandukur Mandal, Prakasam District.

4 Two C.Cs to the Govt.Pleader for Revenue, High Court buildings,

Hyderabad (OUT)

5 Two C.D.copies.